

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19465 of 2025

Arising Out of PS. Case No.-576 Year-2024 Thana- BEGUSARAI TOWN District- Begusarai

Manish Pathak Son of Shambhu Pathak @ Shambhu Sharan Pathak Resident
of Vill- Samsa, P.S.- Naokothi, District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :
For the Petitioner/s : Mr.Shubhesh Pandey
For the Opposite Party/s : Mr.Sanjay Kumar Tiwary

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

3 12-08-2025 Heard learned counsel appearing on behalf of the

petitioner and learned APP appearing on behalf of the State.

2. The petitioner seeks bail in connection with Town P.S.

Case No. 576 of 2024 registered for the offences under Sections
310 (4), 310 (5), 310 (6), 111(2), 111(4) and 60 of the
Bharatiya Nyaya Sanhita & Sections 25(1-B)a and 26/35 of the
Arms Act.

3. The petitioner is named in the F.I.R. and is in custody
since 27.10.2024.

4. The allegation against the petitioner is to commit
dacoity along with other co-accused persons and while committing
so looted gold jewellery, where occurrence took place in one
jewellery shop.



5. Learned counsel appearing on behalf of the petitioner submitted that during the course of occurrence two persons received injuries who were apprehended by the police namely Chhote Kunwar & Shammi Kapoor, who self-confessed to be involved in the occurrence of dacoity and on the basis of their disclosure, name of this petitioner involved in the present occurrence. It is pointed out that no incriminating material was recovered/surfaced in furtherance of aforesaid disclosure as to connect petitioner prima-facie with present occurrence. It is also submitted that no TIP was conducted as yet. It is further submitted that several co-accused persons were granted bail by one of the learned Co-ordinate Bench of this Court through Cr. Misc. No. 17677 of 2025, Cr. Misc. No. 22149 of 2025 & Cr. Misc. No. 22383 of 2025 respectively vide order dated 15.05.2025. While concluding the argument it is submitted that petitioner is a man of clean antecedent in the sense that one criminal case *qua* same occurrence was lodged against this petitioner prior lodging to this FIR by the owner of the jewellery shop and moreover, investigation has already completed, and as such, there is no chance of tampering with the evidence.

6. Learned APP appearing on behalf of the State, opposes the prayer for bail.



7. In view of aforesaid factual submission and by taking note of fact as save and except suspicion arising out of disclosure made by apprehended co-accused persons nothing incriminating appears against this petitioner as to connect petitioner prima-facie with the present occurrence of dacoity, coupled with the fact as petitioner remains in custody since 27.10.2024, accordingly above named petitioner, is directed to be released on bail in connection with Town P.S. Case No. 576 of 2024 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned JMFC, C-cum A.M. Begusarai/concerned court, subject to the conditions as mentioned under Section 480(3) of the B.N.S.S.

(Chandra Shekhar Jha, J.)

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